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Dated: August 29, 2007

Signature:

(Kevin M. Kocun)

Docket No.: SPINE 3.0-395 CONT
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Markworth et al.

Application No.: 10/655,440

Group Art Unit: 3733

Filed: September 4, 2003

Examiner: M. C. Hoffman

For: SYSTEM FOR USE IN SPINAL
STABILIZATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the reference(s) listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference which is not a U.S. patent or patent application is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: August 29, 2007

Respectfully submitted,

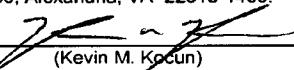
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LD-458\

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REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)

Dear Sir:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge deposit account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our deposit account No. 12-1095.

Dated: August 29, 2007

Respectfully submitted,

By 
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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.H./



SEP 04 2007

Used in Lieu of PTO/SB/08A/B
(Based on PTO 04-07 version)

Substitute for form 1449/PTO				Complete If Known	
				Application Number	10/655,440-Conf. #6452
				Filing Date	September 4, 2003
				First Named Inventor	Aaron Markworth
				Art Unit	3733
				Examiner Name	M. C. Hoffman
Sheet	1	of	2	Attorney Docket Number	SPINE 3.0-395 CONT

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
AA*	US-4,347,845		09-07-1982	Mayfield	
AB*	US-4,841,960		06-27-1989	Garner	
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AA1*	US-20030009168		01-09-2003	Beale et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
BA	EP-737449		10-16-1996	Biomat	
BB	DE-4238339		05-19-1994	Brehm Peter	
BC	WO 03/003928		01-16-2003	Sdgi Holdings Inc	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(ii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
Examiner Signature		Date Considered			

798599 ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.H./

Substitute for form 1449/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/655,440-Conf. #6452
(Use as many sheets as necessary)				Filing Date	September 4, 2003
Sheet	2	of	2	First Named Inventor	Aaron Markworth
				Art Unit	3733
				Examiner Name	M. C. Hoffman
				Attorney Docket Number	SPINE 3.0-395 CONT

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¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature 798599	/Mary Hoffman/	Date Considered	05/26/2008
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